

CORRECTED FISCAL NOTE

SB 2929 - HB 3151

March 24, 1998

SUMMARY OF BILL: Expands current law to include *any* delinquent acts committed by a defendant as an enhancement factor in sentencing. The bill will also require the inclusion of the entire juvenile record as part of the pre-sentence report. Current law provides for the inclusion of prior offense that would be a felony if committed by an adult in the pre-sentence report or to be considered as an enhancement factor.

ESTIMATED FISCAL IMPACT:

On February 9, 1998, we issued a fiscal note on this bill that indicated a fiscal impact of *Increase State Expenditures - \$595,600/Incarceration**. This estimate assumed that 20 juveniles sentenced as adults will have their periods of incarceration lengthened based upon additional prior offenses in their juvenile records.

The fiscal impact of this bill, based upon the receipt of additional information, is estimated to be:

Increase State Expenditures - \$432,500/Incarceration*

Assumes five percent of 1,063 persons convicted of a felony between the ages of 18 to 22 years and given a sentence of probation will have their sentences elevated to the minimum period of incarceration for their offenses based upon prior juvenile offenses revealed in their juvenile records.

**Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



A handwritten signature in black ink, reading "James A. Davenport". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

James A. Davenport, Executive Director